

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
DANVILLE DIVISION

KEVIN C. SHULER,

Plaintiff,

v.

CORNING, INC.,

Defendant.

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Case No. 4:08CV00019

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**ORDER**

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By: Jackson L. Kiser

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Senior United States District Judge

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Before me is Defendant's *Motion to Dismiss*. For the reasons given in the accompanying *Memorandum Opinion*, Defendant's *Motion to Dismiss* is **GRANTED**.

The Clerk is directed to send a copy of this *Order* and the accompanying *Memorandum Opinion* to all counsel of record and *pro se* Plaintiff. The Clerk is also ordered to strike this case from the active docket of this court and dismiss all pending motions as moot.

Entered this 21<sup>st</sup> day of August, 2008.

s/Jackson L. Kiser

Senior United States District Judge